

HONORABLE RICARDO S. MARTINEZ

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT SEATTLE**

CUONG TRAN, an individual; HUY TRAN, an individual; KET TRAN, an individual; and TRAM VO, individually, and as Guardian on behalf of her three, minor children KT, ET, and VT,

Plaintiffs,

v.

THE BOEING COMPANY; SPIRIT AEROSYSTEMS, INC.; ALASKA AIRLINES, INC., and JOHN DOES 1-10,

Defendants.

CASE NO.: 2:24-cv-00791-RSM

**STIPULATED MOTION TO EXTEND
COURT DEADLINES**

NOTE ON MOTION
CALENDAR: 5/5/2025

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**STIPULATED MOTION TO
EXTEND COURT DEADLINES**

**WISNER
WB BAUM**

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Tel: 310.207.3233

1 **I. RELIEF REQUESTED**

2 The parties request the Court extend the court deadlines for joining additional parties and
3 amending pleadings presently set for May 5, 2025, per the Court's November 4, 2024, Order
4 Granting Stipulated Motion to Extend Court Deadlines [Dkt. 37]. Good cause exists to further
5 extend these deadlines.

6 The Complaint in this action pertains to an aviation accident that occurred on January 5,
7 2024, and which is currently the subject of an ongoing investigation by the United States National
8 Transportation Safety Board ("NTSB"). Defendants Boeing, Alaska, and Spirit are parties to the
9 NTSB investigation of the accident. Federal law (49 U.S.C. § 1114(f) and 49 C.F.R. § 831.13)
10 prohibits parties to an investigation from disclosing NTSB investigation-related information while
11 the investigation is ongoing, unless the NTSB grants an exception. See Dkt. No. 1.

12 **II. STATEMENT OF FACTS**

13 This lawsuit is filed on behalf of certain passengers aboard Alaska Flight 1282 on January
14 5, 2024, when a mid-exit door plug ("MED plug") detached from the aircraft shortly after take-off.

15 On August 6 and 22, 2024, Defendants answered the complaint.

16 On September 6, 2024, the parties participated in a conference call and agreed to proposed
17 case schedule dates.

18 On October 2, 2024, the parties forwarded to the court, their proposed scheduling dates. On
19 October 7, 2024, the Court entered its Order setting the dates.

20 On October 9 and 10, 2024, the parties exchanged initial disclosures in which Defendants
21 cited to federal law (including 49 U.S.C. § 1114(f) and 49 C.F.R. § 831.13), which prohibits
22 Defendants from releasing information regarding the incident to anyone not a party to the NTSB
23 investigation, unless the NTSB grants an exception.

24 On October 31, 2024, the parties filed a Stipulated Motion to Extend Court Deadlines
25 extending the deadlines for joining additional parties and amending pleadings be extended six
26 months to May 5, 2025.

1 The NTSB investigation is still pending and the parties agree judicial efficiency will be
 2 served by striking the deadlines for joining additional parties and amending pleadings until after
 3 Defendants provide disclosures and discovery is underway.

4 III. STATEMENT OF ISSUE

5 Should the Court strike the court deadlines for joining additional parties and amending
 6 pleadings presently set for May 5, 2025, per the Court's November 4, 2024, Order Granting
 7 Stipulated Motion to Extend Court Deadlines [Dkt. 37]. Answer: Yes.

8 IV. LEGAL AUTHORITY

9 A Court's scheduling order may be modified under Federal Rule of Civil Procedure 16(b)
 10 "upon a showing of good cause." *Johnson v. Mammoth Recreations, Inc.*, 975 F.2d 604, 609 (9th
 11 Cir.1992). Rule 16(b)'s "good cause" standard primarily considers the diligence of the party
 12 seeking the amendment. The court may modify the pretrial schedule "if it cannot reasonably be met
 13 despite the diligence of the party seeking the extension." Fed. R. Civ. P. 16

14 The scheduling order was entered early in litigation. The parties have stipulated to multiple
 15 extensions of deadlines in part due to Defendants' concern that the ongoing NTSB investigation
 16 limits their ability to disclose potentially relevant information. Good cause is shown because the
 17 ability to identify other potential parties could be impacted by federal laws prohibiting disclosure
 18 of nonpublic information prior to the conclusion of the NTSB's investigation, unless the NTSB
 19 grants an exception.

20 V. CONCLUSION

21 For the foregoing reasons, the parties respectfully request the Court to grant their Stipulated
 22 Motion. A proposed order accompanies this Motion.

23 Dated this 5th day of May 2025.

24
 25 /s/ Timothy A. Loranger

26 Timothy A. Loranger, *admitted pro hac vice*
 Ari S. Friedman, *admitted pro hac vice*

/s/ Christopher M. Ledford

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STIPULATED MOTION TO
EXTEND COURT DEADLINES - 4

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**[PROPOSED] ORDER GRANTING
STIPULATED MOTION TO EXTEND
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**[PROPOSED] ORDER GRANTING STIPULATED
MOTION TO EXTEND COURT DEADLINES - 1**



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THIS MATTER having come before the court on the parties Stipulated Motion to Extend Court Deadlines. The Court considered the pleadings filed in this action and the evidence contained therein.

The Court finds that good cause exists to allow for the requested extension.

Based on the above finding, it is hereby ORDERED that the deadlines for joining additional parties and amending pleadings presently set for May 5, 2025, shall be extended to August 4, 2025.

DONE IN OPEN COURT this ____ day of May, 2025.

THE HONORABLE RICARDO S. MARTINEZ
Judge

/s/ Timothy A. Loranger

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